IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF NORTH CAROLINA WESTERN DIVISION

No. 5:12-CR-00396-F-1

No. 5:16-CV-00493-F

ANDRICK KENTAY JOHNSON,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

No. 5:16-CV-00493-F

ORDER

This matter is before the court on Andrick Kentay Johnson's Motion to Vacate, Set

Aside, or Correct Sentence pursuant to 28 U.S.C. § 2255 [DE-57]. Having examined Johnson's

motion pursuant to Rule 4(b) of the Rules Governing § 2255 Proceedings, the United States

Attorney is DIRECTED to file an Answer pursuant to Rule 5, Rules Governing § 2255

Proceedings, or to make such other response as appropriate to the above-captioned § 2255

motion within forty (40) days of the filing of this order.

Johnson asserts a challenge based on *Johnson v. United States*, 135 S. Ct. 2551 (2015), and he previously qualified for appointed counsel. Christopher J. Locascio with the Office of the Federal Public Defender has been appointed to represent Johnson pursuant to Standing Order No. 15-SO-2 (E.D.N.C. Oct. 16, 2015).

SO ORDERED.

This ___ day of June, 2016.

JAMES C. FOX SENIOR UNITED STATES DISTRICT JUDGE